

original in file

CITY OF GROVE CITY

Excerpts of Minutes of a regular Meeting of
Council Held March 21, 1988

Resolution No. CR-25-88 was introduced and read to Council:

RESOLUTION NO. CR-25-88

A RESOLUTION DECLARING IT NECESSARY TO CONSTRUCT A CONNECTOR ROAD BETWEEN MARLANE DRIVE AND KATHRYN PLACE NORTH, IN THE CITY OF GROVE CITY, BY ACQUIRING REAL ESTATE OR INTERESTS IN REAL ESTATE, GRADING AND PAVING THE SAME, CONSTRUCTING DRAINAGE IMPROVEMENTS, LANDSCAPING, AND SITE IMPROVEMENTS, WITH RELATED EQUIPMENT AND APPURTENANCES.

BE IT RESOLVED by the council of the City of Grove City, Franklin County, Ohio, four-fifths of all members elected thereto concurring, that:

Section 1. It is necessary to construct a connector road between Marlane Drive and Kathryn Place North, in the City of Grove City Ohio, (the "City") by acquiring real estate or interests in real estate, grading and paving the same, constructing drainage improvements, landscaping, and site improvements, with related equipment and appurtenances (the "Improvement") as shown on the plans hereinafter referred to, as reviewed and approved by Bischoff and Associates, Inc., consulting engineers for the City (the "Engineer").

Section 2. It is hereby determined and declared that the Improvement is conducive to the public health, convenience and welfare of the City and the inhabitants thereof.

Section 3. The grade of the Improvement shall be the grade as shown by the plans, specifications, estimates and profiles (the "Plans") which are made a part hereof.

Section 4. The Plans, heretofore reviewed and approved by the Engineer and now on file in the office of the clerk of this council (the "Clerk") are hereby approved.

Section 5. The whole cost of the Improvement (less the share, not less than two percent of the total cost plus the cost of intersections, which shall be borne by the City) shall be assessed in proportion to the benefits conferred by the Improvement, upon the following described lots and lands, to wit:

All lots and land bounding and abutting upon or benefitted by the Improvement as indicated on the Plans, which lots and lands are hereby determined to be specifically benefitted by the Improvement.

The cost of the Improvement shall include the cost of the Plans, preliminary and other surveys, printing, serving and publishing notices, resolutions and ordinances, the amount of damages resulting from the Improvement assessed in favor of any owner of land affected by the Improvement and the interest thereon, the costs incurred in connection with the preparation, levy and collection of the special assessments, the cost of purchasing, appropriating, and otherwise acquiring therefor any required real estate or interest therein, expenses of legal services, including obtaining an approving legal opinion, cost of labor and material and interest on bonds and notes issued in anticipation of the levy and collection of the special assessments together with all necessary expenditures.

Section 6. The Engineer is hereby authorized and directed to prepare and file in the office of the Clerk the estimated assessments of the cost of the Improvement. Such estimated assessments shall be based upon the estimate of costs of the Improvement now on file in the office of the Clerk and shall be prepared pursuant to the provisions of this resolution. When the estimated assessments have been so filed, the Clerk shall cause notice of the adoption of this resolution and the filing of the estimated assessments to be served on the owners of all lots and lands to be assessed as provided in Revised Code Section 727.13.

Section 7. The assessments to be levied shall be paid in twenty (20) annual installments, with interest on deferred payments at the same rate as shall be borne by the bonds to be issued in anticipation of the collection thereof; provided, however, that the owner of any property assessed may, at his option, pay such assessment in cash within thirty days after passage of the assessing ordinance.

Section 8. Bonds of the City shall be issued in anticipation of the collection of assessments and notes of the City shall be issued in anticipation of the issuance of such bonds and the levy of such assessments.

Section 9. The remainder of the entire cost of the Improvements, after application of the assessments herein provided, shall be paid by the issuance of bonds or notes in anticipation thereof, in the manner provided by law, or from other funds available for this purpose.

Section 10. It is found and determined that all formal actions of this council concerning and relating to the adoption of this resolution were adopted in an open meeting of this council, and that all deliberations of this council and of any of its committees that resolutely in such formal action, were in meetings open to the public, in compliance with all legal requirements including Revised Code Section 121.22.

Section 11. This resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that the immediate construction of the Improvement is necessary to eliminate a dangerous traffic condition in the city; wherefore, this resolution shall be in full force and effect from and immediately after its passage.

Passed: March 21, 1988

Robert E. Evans
Mayor

ATTEST:

Jane A. Cook
Clerk

M_____ moved the statutory rules requiring three separate readings be suspended. Motion was seconded by M_____.

Upon roll call the vote was as follows: Clerk's note:

- M_____
- M_____
- M_____
- M_____
- M_____
- M_____

According to Section 2.15 of the Charter of the City of Grove City, a resolution requires but one reading and becomes effective on its adoption.

Mr List moved the adoption of Resolution No. CR-25-88 which motion was seconded by Mr Nicholson. The roll call resulted as follows:

M r . Mountain

M r . List

M r . Nicholson

M r . Cotton

M r . Stage

M . _____

CERTIFICATE

I, June A. Cook, Clerk of the City of Grove City, Ohio, hereby certify that the foregoing is a true and correct copy of excerpts from the minutes of a meeting of the Council on said City at a regular meeting of the Council held on the 21st day of March, 1988, at Grove City, Ohio, with the following members present:

M r . : Earl Nicholson

M r . Charles Cotton

M r . Richard Stage

M r . John Mountain

M r . Mark List

M . _____

June A. Cook
Clerk of the City of Grove City